

HOUSE No. 2462

By Ms. Khan of Newton, petition of Kay Khan and others for the establishment of a substance abuse health protection fund with amounts collected from the tax on the sale of alcoholic beverages. Revenue.

The Commonwealth of Massachusetts

PETITION OF:

Kay Khan	Shirley Owens-Hicks
Ellen Story	Louis L. Kafka
Anne M. Paulsen	Elizabeth A. Malia
Deborah D. Blumer	Carl M. Sciortino, Jr.
Patricia D. Jehlen	Dianne Wilkerson
David Paul Linsky	Michael E. Festa
Ruth B. Balser	Susan C. Fargo

In the Year Two Thousand and Five.

AN ACT ESTABLISHING A SUBSTANCE ABUSE HEALTH PROTECTION FUND.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 SECTION 1. Subsection (g) of section 6 of chapter 64H of the
2 General Laws, as appearing in the 2000 Official Edition, is hereby
3 amended by striking out, in line 72, the following words:— “and
4 one hundred and thirty-eight”.

1 SECTION 2. Chapter 29 of the General Laws, as so appearing,
2 is hereby amended by inserting after section 2XX the following
3 new section:—
4 There shall be established and set up on the books of the com-
5 monwealth a separate fund to be known as the substance abuse
6 health protection fund. There shall be credited to said fund all
7 amounts collected under sections 2 and 6(h) of chapter 64H from
8 the sale of alcoholic beverages that are not considered to be sales
9 of meals, together with any penalties, forfeitures, interest, costs of

10 suits and fines collected in connection therewith, less all amounts
11 refunded or abated in connection therewith, all as determined by
12 the commissioner of revenue according to his best information
13 and belief; any appropriation, grant, gift, or other contribution
14 explicitly made to said fund; and any income derived from the
15 investment of amounts credited to said fund.

16 Amounts credited to said fund shall be expended, subject to
17 appropriation, to provide funding, or supplement existing levels of
18 funding, for the following purposes:

19 (a) For a comprehensive substance abuse treatment program, to
20 be administered by the department of public health, for the treat-
21 ment of individuals who are dependent on or addicted to alcohol
22 or controlled substances, or both alcohol and controlled sub-
23 stances, and who lack public or private health insurance that
24 would provide coverage for such treatment;

25 (b) To fund such substance abuse treatment programs that are
26 administered by the office of community corrections, the depart-
27 ment of corrections, the department of social services, the depart-
28 ment of youth services, and the office of the commissioner of
29 probation;

30 (c) For comprehensive school health education programs, to be
31 administered by the department of education, provided that such
32 programs shall incorporate information relating to the hazards of
33 alcohol and controlled substances use; and

34 (d) For workplace-based and community substance abuse pre-
35 vention and drinking cessation programs, for substance abuse-
36 related public service advertising and for drug and alcohol
37 education programs, to be administered by the department of
38 public health.